

Remarks

Claims 1-22 are currently pending. Claims 1, 8, 18, and 22 have been amended to remove language added by a previous amendment and thereby return these claims to the originally filed form. As the amendments only delete the previously added language, the resulting claims in their original form have already been examined such that these amendments do not result in any new issues. Therefore, these amendments should be entered and the claims reconsidered after final. Applicants assert that all claims are now in condition for allowance as set forth more fully below.

Interview Summary

The undersigned attorney participated in an interview with the Examiner on October 11, 2005. During the interview, claim language of claims 1 and 2 were discussed in relation to the references cited in the Office Action. In particular, it was discussed that the predetermined toll free number and the desired number are necessarily different, but that the Office Action has relied on the universal toll free number of Lehmacher as being both. It was further discussed in relation to claim 2 that the desired number is included in the request to the foreign market as well as being the number that is ultimately connected to by the home market whereas in Lehmacher, the number ultimately connected to by the home number is never provided from the foreign market as the caller in Lehmacher only calls the universal toll free number as opposed to calling the number that the call is ultimately connected to by the home market.

112 Rejection

Claims 1-22 have been rejected under 35 USC §112, first paragraph for failing to comply with the enablement requirement. Claims 1, 8, 18, and 22 have been amended to remove the language quoted in the rejection such that the rejection is now moot and can be withdrawn.

103 Rejections

Claims 1-6, 18-20, and 22 are rejected under 35 USC 103(a) as being unpatentable over Lehmacher in view of Spradlin. Claims 7 and 17 are rejected as being unpatentable over Lehmacher in view of Spradlin and further in view of Valsa. Claims 8, 9, and 12-16 are rejected as being unpatentable over Lehmacher in view of Fabritus and in view of Spradlin. Claims 10 and 11 are rejected as being unpatentable over Lehmacher in view of Fabritus in view of Spradlin and in view of Boughman. Claim 21 is rejected as being unpatentable over Lehmacher in view of Spradlin and in view of Malackowski. Applicants respectfully traverse these rejections.

In relation to claim 1, it should be noted that the claim calls for a predetermined toll-free number being provided to the foreign market in response to a customer validation request from the foreign market provider. The Office Action asserts that the predetermined toll-free number is disclosed at col. 5, line 40 through col. 6 line 50, and specifically refers to the IFN and service code ISI. However, upon a close reading, it is apparent that the IFN is simply the universal toll free number being dialed by the caller when in the foreign market. Thus, the IFN or universal toll free number is NOT being provided in response to a customer validation request, but is instead being provided by the customer as the initial dialing of the call. The additional references do not account for this deficiency nor would it be possible to modify Lehmacher to account for the deficiencies because the principle of operation of Lehmacher requires it to receive the universal toll free number and provide it to the home market. Thus, the rejection is faulty in relation to the “providing a predetermined toll-free telephone number” element of claim 1, and the references fail to disclose all of the elements of claim 1. Accordingly, claim 1 is allowable over the cited references for at least these reasons and dependent claims 2-7 are also allowable for at least the same reasons.

In relation to claim 2, it further recites that the validation request from the foreign market includes the desired number. Thus, claim 2 is allowable for additional reasons, namely that the request from the foreign market includes the desired number which is the number that the call is ultimately completed to. In Lehmacher, as discussed above, the user dials the universal toll free number rather than dialing the number ultimately connected to. The universal toll free number is then provided by the foreign market to

the home market where it is converted to a local toll-free number for purposes of completing the call. If the local toll-free number is where the call is ultimately connected, or if there is an underlying non-toll-free number for which the local toll-free number corresponds, in either event, neither the local toll-free number nor any underlying non-toll-free number has been provided from the foreign market as the foreign market is entirely unaware of the local toll-free numbers of the home market. Accordingly, Lehmacher could not possibly disclose a call validation request being received from the foreign market where the request includes the desired number that the call is ultimately connected to since the foreign market has no knowledge of that desired number to which the call is ultimately connected. As discussed above, the user has not even dialed the local toll-free number or any underlying non-toll-free number but has instead dialed the universal toll-free number which cannot be the desired telephone number since the call is not ultimately connected to that number as recited in the claims. The additional references do not account for these deficiencies of Lehmacher. Accordingly, claim 2 is allowable over the cited references for at least these reasons.

Claim 13 depends from claim 12, and claim 12 depends from claim 8. The same argument as discussed above for claim 2 also applies for claim 13, namely that the foreign market cannot be communicating a customer validation request that includes the desired number where the call is ultimately completed to that desired number because the foreign market of Lehmacher is entirely unaware of the number to which the call is ultimately completed. The additional references do not account for these deficiencies of Lehmacher. Accordingly, claim 13 is allowable over the cited references for at least these reasons.

Independent claim 18 includes recitations similar to those discussed above for claim 2. Namely, claim 18 discloses the wireless telephone device having instructions for receiving a desired destination telephone number and then having the call be ultimately completed. In Lehmacher, the wireless device merely receives a universal toll free number dialed by the caller but the call is ultimately completed to another number, such as a local toll free number or perhaps an underlying non-toll-free number. Thus, the wireless device of Lehmacher does not have instructions for receiving the desired destination number to which the call is ultimately completed. The additional references

do not account for these deficiencies of Lehmacher. Accordingly, claim 18 is allowable over the cited references for at least these reasons

Independent claim 22 also includes similar recitations to those discussed above. Namely, receiving a customer validation request from said foreign market provider where said customer validation request includes the desired telephone number. As discussed, the foreign market of Lehmacher is entirely unaware of the desired number, where the desired number is the number to which the call is ultimately completed, but instead merely is aware of the universal toll free number which is not the desired number as the call is not ultimately completed to the universal toll free number. The additional references do not account for these deficiencies of Lehmacher, such that claim 22 is allowable over the cited references for at least these reasons.

Furthermore, with respect to all of the pending claims, and especially claims 1, 2, 13, 18, and 22, the desired telephone number is said to be a toll-based call with respect to the out-of-market customer. Therefore, the toll-free numbers of Lehmacher cannot be considered the desired telephone number for this additional reason. A toll-free number and any underlying toll-based number are not the same number, and it is improper to consider them as the same, particularly when the claims specifically recite them as being different, i.e., refers to them as toll-free numbers versus toll-based numbers.

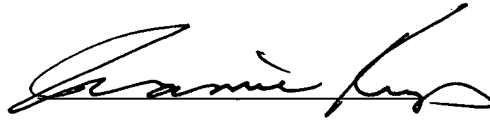
Conclusion

Applicants assert that claims 1-22 are in condition for allowance. Applicants request that the §112 and §103 rejections be withdrawn after final based on the remarks above and further request that a Notice of Allowability be provided. Should the Examiner have any questions, please contact the undersigned.

No fees are believed due. However, please charge any additional fees or credit any overpayment to Deposit Account No. 50-3025.

Respectfully submitted,

Date: October 12, 2005

A handwritten signature in black ink, appearing to read "Jeramie J. Keys", written over a horizontal line.

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